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19 UNITED STATES DISTRICT COURT

20 DISTRICT OF NEVADA

21 Cung Le, Nathan Quarry, Jon Fitch, Brandon
Vera, Luis Javier Vazquez, and Kyle
22 Kingsbury on behalf of themselves and all
others similarly situated,
23

24 Plaintiffs,

25 v.

26 Zuffa, LLC, d/b/a Ultimate Fighting
Championship and UFC,
27

Defendant.
28

Case No.: 2:15-cv-01045-RFB-BNW

**JOINT MOTION TO
CONDITIONALLY FILE UNDER
SEAL EXHIBITS TO THE
PARTIES' REPLIES IN SUPPORT
OF THEIR OBJECTIONS AND
MOTION TO SEAL**

1 Concurrently with this Motion, each Party files a reply in support of motions filed
 2 pursuant to the briefing schedule set by the Court, ECF Nos. 662, 670. Plaintiffs file their Reply
 3 in Support of their Objections to Defendant Zuffa, LLC's Proposal to Introduce Certain Purported
 4 "Summary Exhibits" at the Hearing Concerning Plaintiffs' Motion for Class Certification. Zuffa
 5 files its Reply in Support of its Motion to Seal Exhibits and Protected Materials at the Evidentiary
 6 Hearing on Class Certification. Plaintiffs and Zuffa (jointly, the "Parties") now submit this Joint
 7 Motion to reduce the burden on the Court and avoid unnecessary briefing and motion practice.

8 The briefs and the exhibits to these two motions include documents that Zuffa maintains
 9 should be sealed (the "Disputed Materials"), and these materials are lodged under seal
 10 concurrently with the filing of this and the above-mentioned motions. The Parties disagree as to
 11 whether the Disputed Materials should remain under seal. However, the briefing they have
 12 already filed directly addresses this dispute. Zuffa and Plaintiffs have stated each of their
 13 positions at length in their respective briefing regarding the treatment of confidential and
 14 protected material at the evidentiary hearing, ECF Nos. 631, 632, 639, 645, 665, and in other
 15 briefing on motions to seal. The Parties expect that the Court's decision on how to treat exhibits
 16 and protected materials at the evidentiary hearing will resolve the disagreement regarding
 17 whether the Disputed Materials should remain under seal.

18 The Parties do not seek to re-litigate this issue for the purposes of these filings. Therefore,
 19 solely for the limited reason that the Disputed Materials, as they currently stand, are still
 20 designated Confidential, Plaintiffs do not oppose Zuffa's request in this joint motion that the
 21 Disputed Materials remain under seal, in accordance with the Protective Order, until the Court
 22 has ruled on Zuffa's Motion to Seal Exhibits and Protected Materials at the Evidentiary Hearing
 23 on Class Certification ("Motion to Seal"), ECF No. 665, and determined what protected material
 24 is properly sealed during the evidentiary hearing. Plaintiffs continue to reserve their right to
 25 challenge Zuffa's confidentiality designations pursuant to Section 6.1 of the Protective Order,
 26 ECF No. 217. Having met and conferred on this issue, the Parties jointly move to file the
 27 Disputed Materials conditionally under seal, pending the Court's ruling on Zuffa's Motion to

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1 Seal, ECF No. 665. Should the Court determine that any of the materials under seal should not be
2 sealed, the relevant Party will re-file any such materials on the public docket at that time.

3 Dated: July 12, 2019

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ATTESTATION OF FILER

The signatories to this document are myself and Kevin Rayhill, and I have obtained Mr. Rayhill's concurrence to file this document on his behalf.

Dated: July 12, 2019

/s/ Jonathan M. Shaw

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Joint Motion to Conditionally Seal Exhibits to the Parties' Replies in Support of their Objections and Motion to Seal was served on July 12, 2019 via the Court's CM/ECF electronic filing system addressed to all parties on the e-service list.

/s/ Roderick Crawford
Roderick Crawford